

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

09/508828

Confirmation No. 1653

**Applicant** 

Markus Moser et al.

Filed

July 24, 2000

TC/A.U.

1632

Examiner

Anne-Marie Baker

Title

SYNTHETIC POLYPEPTIDE FOR DIAGNOSING AND

TREATING PRION-RELATED DISEASES

Docket No.

SCH-32409

Customer No.

7609

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with Rule 56, applicant is aware of the publications listed in the (Copy enclosed) and in the enclosed copy of Patent Office Form PTO/SB/08A. A copy of each of the publications is enclosed herewith.

Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed after the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of either a final action or a notice of allowance. Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement.

Respectfully submitted,

RANKIN, HILL, PORTER & CLARK LLP

Paul R. Katterle, Reg. No. 36,563

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below. Box 1450, Alexandria, VA 22313-1450, on the gate indicated below 05/12/2004 WABDELR1

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Substitute for form 1449/PTO

Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

| Complete if Known      |                     |  |  |
|------------------------|---------------------|--|--|
| Application Number     | 09/508828           |  |  |
| Filing Date            | 7/24/2000           |  |  |
| First Named Inventor   | Markus Moser et al. |  |  |
| Art Unit               | 1632                |  |  |
| Examiner Name          | Robert A. Wax       |  |  |
| Attorney Docket Number | SCH-32409           |  |  |

|                                       |                          |  | U. S. PATEN                    | DOCUMENTS  |   |
|---------------------------------------|--------------------------|--|--------------------------------|--|---|
| Examiner Initials*                    | Cite<br>No. <sup>1</sup> | Document Number  Number-Kind Code <sup>2 (f known)</sup> | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
| · · · · · · · · · · · · · · · · · · · |                          | US- 6,537,548  | 03-25-2003                     | Prusiner et al.                                    | 3 *** ***   |
|                                       |                          | <sup>US-</sup> 6,451,541                                 | 09-17-2002                     | Winnacker et al.                                   |   |
|                                       |                          | US- 6,372,214  | 04-16-2002                     | Prusiner et al.                                    |   |
|                                       |                          | <sup>US-</sup> 6,290,954                                 | 09-18-2001                     | Prusiner et al.                                    |   |
|                                       |                          | US-  |                                |  |   |
| -                                     |                          | US-  |                                |  |   |
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|                                       |                          | US-  |                                |  |   |

| FOREIGN PATENT DOCUMENTS   |            |                  |  |   |  |   |
|--|------------|------------------|--|---|--|---|
| Examiner Initials* Cite No.1 Foreign Patent Document  Country Code3 Number 4 Kind Code5 (if known) |            | Publication Date | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages |  |   |
|  | MM-DD-YYYY | , фрисантон      | Or Relevant Figures Appear                         | Τ'  |  |   |
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| Examiner<br>Signature | ` | Date<br>Considered |  |
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| Substitute for form 1449/PTO      |         | Complete if Known    |               |                        |               |  |
|-----------------------------------|---------|----------------------|---------------|------------------------|---------------|--|
| Substitute for form 1449/F10      |         |                      |               | Application Number     | 09/508,828    |  |
| INFO                              | RMATION | I DIS                | CLOSURE       | Filing Date            | July 24, 2000 |  |
| STATEMENT BY APPLICANT            |         | First Named Inventor | Markus Moser  |                        |               |  |
|                                   |         |                      |               | Art Unit               | 1653          |  |
| (Use as many sheets as necessary) |         | Examiner Name        | Robert A. Wax |                        |               |  |
| Sheet                             | 2       | of                   | 2             | Attorney Docket Number | SCH-32409     |  |

|                       |                          | NON PATENT LITERATURE DOCUMENTS   | <del></del>    |
|-----------------------|--------------------------|---|----------------|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                       |                          | "Prion (PrPSc)-specific epitope defined by momoclonal antibody", Nature 390: 74-77; 1997 (3 sheets)   |                |
|                       |                          | "New Perspectives in TSE Diagnosis", Prionics AG (1 sheet)  |                |
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|                       |                          | "Prion (PrPsc)-Specified Epitope Defined by a Monoclonal Antibody", Nature, Volume 390, November 6, 1997, pages 74-77   |                |
|                       |                          | "Towards a Live Test for Prion Diseases", (1 sheet)   |                |
|                       |                          |   |                |
|                       |                          |   |                |

|           | <br>       |  |
|-----------|------------|--|
| Examiner  | Date       |  |
| Signature | Considered |  |

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